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7 UNITED STATES DISTRICT COURT  
8 DISTRICT OF NEVADA

9 RICHARD SCHNEIDER,  
10 Plaintiffs,

11 vs.

12 STATE FARM MUTUAL AUTOMOBILE  
13 INSURANCE COMPANY; and DOES I - V  
14 and ROES VI - X, inclusive;  
15 Defendants.

CASE NO.: 2:14-cv-01932-JAD-CWH

STIPULATION AND ORDER TO STAY

16 Plaintiff RICHARD SCHNEIDER ("Plaintiff"), by and through his attorneys of  
17 record, Jesse Sbaih & Associates, and Defendant STATE FARM MUTUAL  
18 AUTOMOBILE INSURANCE COMPANY ("State Farm"), by and through its attorneys of  
19 record, Lewis Brisbois Bisgaard & Smith, hereby agree as follows:

20 1. On October 9, 2014, Plaintiff filed suit against State Farm in the Nevada  
21 District Court for Clark County Nevada, Case No. A-14-708329-C (the "State Court  
22 action"). The primary issue in the Complaint is whether or not the UIM coverage in  
23 Plaintiff's three State Farm policies is stackable and whether or not it was reasonable for  
24 State Farm to determine that the policies were not stackable.

25 2. Subsequently, on November 19, 2014, State Farm removed the matter to  
26 Federal Court.

27 3. On March 10, 2015, Plaintiff filed a Motion for Partial Summary Judgment  
28 Summary Judgment on the issue of whether Plaintiff is entitled to stackable UIM benefits

1 (docket no. 14). State Farm's Response is due by March 27, 2015.

2 4. A district court has "wide discretion in controlling discovery," and its decision  
3 will not be overturned absent a clear abuse of discretion. Little v. City of Seattle, 863 F.2d  
4 681, 685 (9th Cir. 1988). A stay of discovery "furthers the goal of efficiency for the court  
5 and litigants." Id. at 685. "In exercising [its] discretion, a court may relieve a party of the  
6 burdens of discovery while a potentially dispositive motion is pending." Kuzova v. U.S.  
7 Dep't of Homeland Sec., No. 10-01711, 2011 WL 3422777, at \*1 (D. Nev. Aug. 3, 2011)  
8 (citing Turner Broadcasting Sys. v. Tracinda Corp., 175 F.R.D. 554, 555-56 (D. Nev.  
9 1997)).  
10

11 5. The Court's ruling on the Motion for Partial Summary Judgment will be  
12 dispositive of the UIM benefits issue. Thus, a stay of the action pending the resolution of  
13 Plaintiff's Motion for Partial Summary Judgment would be prudent and most economical  
14 for the parties. *See Irish v. U.S.*, 2015 WL 557075 (D. Nev., February 10, 2015).

15 As such, the parties stipulate as follows:

16 1. That the Federal Court action be stayed until the Court has ruled on  
17 Plaintiff's Motion for Partial Summary Judgment.

18 2. The stay shall include all current deadlines, including discovery deadlines.  
19 Any outstanding discovery deadlines shall be stayed as indicated above.

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3. Within 30 days after a ruling on the Motion for Partial Summary Judgment and all related motions, the parties will (1) submit a Stipulation and Order reflecting resolution of some or all of the claims and/or (2) reconvene pursuant to LR 26-1 to prepare an updated Discovery Plan and Scheduling Order for the Court's approval.

DATED: March 13, 2015

DATED: March 13, 2015

LEWIS BRISBOIS BISGAARD & SMITH

JESSE SBAIH & ASSOCIATES, LTD.

*/s/ Gregory Bean*

*/s/ Jesse Sbaiah*

By: \_\_\_\_\_

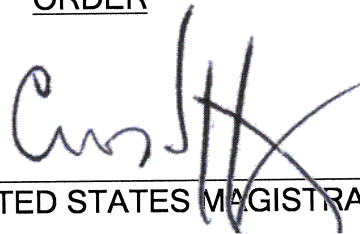
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ORDER

IT IS SO ORDERED:



UNITED STATES MAGISTRATE JUDGE

DATED: June 3, 2015